UNITED STATES DISTRICT COURT FOR THE DISTRICT OF RHODE ISLAND

WELLS FARGO HOME MORTGAGE

Plaintiff,

٧.

C.A. No. 04-280S

JOHN S. OVALLES, RUTH M.
OVALLES, HOUSEHOLD MORTGAGE
SERVICES, UNITED STATES OF
AMERICA, and STATE OF RHODE
ISLAND DEPARTMENT OF
ADMINISTRATION - DIVISION OF
TAXATION

Defendants.

ORDER

The Report and Recommendation of United States Magistrate Judge David L. Martin filed on September 12, 2005, in the above-captioned matter is accepted pursuant to Title 28 United States Code § 636(b)(1). Plaintiff's Request for Default Judgment is GRANTED. Judgment shall enter against the Ovalles, "effectively waiving any rights and/or claims that [they] may have to surplus proceeds from a foreclosure sale as outlined in the [Amended] Complaint ...," Request at 1, and restraining them from instituting any action for the recovery of such proceeds or any part thereof,

see Amended Complaint at 4.

By Order,

ENTER:

William E. Smith
United States District Judge

Date: /0/14/05